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ATTORNEY DOCKET NO. CONFIRMATION NO. FIRST NAMED INVENTOR FILING DATE APPLICATION NO. 100967-00011 1362 05/24/2001 Zongxuan Jin 09/863,316 EXAMINER 01/29/2004 JAGOE, DONNA A ARENT FOX KINTNER POLTKIN & KAHN, PLLC ART UNIT PAPER NUMBER Suite 600 1614 1050 Connecticut Avenue, N.W. Washington, DC 20036-5339 DATE MAILED: 01/29/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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## **Commissioner for Patents**

It is unclear to the examiner what claims are pending in the above named application. Applicant's appeal brief has been received 21 October 2003, however, the attached document has been received 8 December 2003 cancelling pending claims 5-12. Claims 5 to 12 are repeated below but there do not appear to be any amendments to the claims and the numbering of the claims are the same.

## § 1.126 Numbering of claims.

The original numbering of the claims must be preserved throughout the prosecution. When claims are canceled the remaining claims must not be renumbered. When claims are added, they must be numbered by the applicant consecutively beginning with the number next following the highest numbered claim previously presented (whether entered or not). When the application is ready for allowance, the examiner, if necessary, will renumber the claims consecutively in the order in which they appear or in such order as may have been requested by applicant.

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